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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.	
10/535,480	05/17/2005	Shin-ichiro Eno	505500-88	4415	
William Squire	7590 10/31/2007 e Carella Byrne Bain	EXAMINER			
Gilfillan Cécchi Stewart & Olstein 5 Becker Farm Roseland, NJ 07068			LEE, EDN	LEE, EDMUND H	
			ART UNIT	PAPER NUMBER	
1100010110, 110 0			1791		
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	_		10/31/2007	PAPER	

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Office Action Summary 10/535,480 ENO ET AL. Examiner		·	Application No.	Applicant(s)				
EDMUND H. LEE 1791	Office Action Summary		10/535,480	ENO ET AL.				
The MALLING DATE of this communication appears on the cover sheet with the correspondence address — Period for Reply A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION. WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION. Edemence of time may be available under the provision of 37 CFR 1.136(i). In no event, however, may a reply be timely filled and the SIX (6) MONTHS from the mailing date of this communication. Fallule to require with the set or exceeded period for reply will. by statistic, active the application become ABANDONE(5 51 U.S. C. § 133). Any reply received by the Desire of the communication of the commun			Examiner	Art Unit				
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12) △ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f). a) △ All b) ☐ Some * c) ☐ None of: 1. ☐ Certified copies of the priority documents have been received. 2. ☐ Certified copies of the priority documents have been received in Application No 3. ☒ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)). * See the attached detailed Office action for a list of the certified copies not received. Attachment(s) 1) ☒ Notice of References Cited (PTO-892) 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948) Paper No(s)/Mail Date	10)	The drawing(s) filed on is/are: a) acce Applicant may not request that any objection to the Replacement drawing sheet(s) including the correct	epted or b) objected to by the Edrawing(s) be held in abeyance. See ion is required if the drawing(s) is obj	e 37 CFR 1.85(a). jected to. See 37 CFR 1.121(d).				
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1) Notice of References Cited (PTO-892) 2) Notice of Draftsperson's Patent Drawing Review (PTO-948) 4) Interview Summary (PTO-413) Paper No(s)/Mail Date.	 a) All b) Some * c) None of: 1. Certified copies of the priority documents have been received. 2. Certified copies of the priority documents have been received in Application No. 3. Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)). 							
3) [X] Information Disclosure Statement(s) (PTO/SB/08)	1) Notic	e of References Cited (PTO-892)	Paper No(s)/Mail Da	ate				

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DETAILED ACTION

- 1. Figure 8 should be designated by a legend such as --Prior Art-- because only that which is old is illustrated. See MPEP § 608.02(g). Corrected drawings in compliance with 37 CFR 1.121(d) are required in reply to the Office action to avoid abandonment of the application. The replacement sheet(s) should be labeled "Replacement Sheet" in the page header (as per 37 CFR 1.84(c)) so as not to obstruct any portion of the drawing figures. If the changes are not accepted by the examiner, the applicant will be notified and informed of any required corrective action in the next Office action. The objection to the drawings will not be held in abeyance.
- 2. Claims 7-8 are rejected under 35 U.S.C. 112, first paragraph, as based on a disclosure which is not enabling. The step of vulcanizing the substrate to the unvulcanized rubber parts without heating is critical or essential to the practice of the invention, but not included in the claim(s) is not enabled by the disclosure. See *In re Mayhew*, 527 F.2d 1229, 188 USPQ 356 (CCPA 1976). The instant specification does not enable forming rubber parts combined with a substrate without a step of vulcanizing the substrate to the unvulcanized rubber parts without heating. The step of vulcanizing is critical to the instant invention of forming rubber parts combined with a substrate.
- 3. Claims 5 and 7-8 are rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention.

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The step of positioning (cl 5, lns 8-11) is indefinite because it is unclear what is being exactly performed. It is suggested that the word "and" (ln 9) be replaced with -- by-- in order to clarify the step.

The phrase "positioned parts thereon" (cl 5, In 11) is unclear because the parts are not on the first lower die. The parts are located in the second upper die not the first lower die.

The phrase 'said unvulcanized rubber parts" (cl 7, ln 5) lacks antecedent basis in the claim.

The step of positioning (cl 7, lns 7-10) is indefinite because it is unclear what is being exactly performed. It is suggested that the word "and" (ln 8) be replaced with -- by-- in order to clarify the step.

The phrase "rubber parts thereon" (cl 7, ln 10) is unclear because the parts are not on the first lower die. The parts are located in the second upper die not the first lower die.

Correction is required.

- 4. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure. The following US patents teach the state of the art: 6562271,2337555,6413347,4247510,4507258,1989703,4217326,4701288, 5336458,6238609,5440849,5164136,6579487, and 5443673.
- 5. Any inquiry concerning this communication or earlier communications from the examiner should be directed to EDMUND H. LEE whose telephone number is

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571.272.1204. The examiner can normally be reached on MONDAY-THURSDAY FROM 9AM-4PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Christina Johnson can be reached on 571.272.1176. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

EDMUND H. LEE Primary Examiner

Art Unit 1791

EHL